

**DECLARATION OF OIL AND GAS NOTICE**

(Tax Map 3, Sand Hill District, Marshall County, West Virginia)

(Tax Map 18, Triadelphia District, Ohio County, West Virginia)

(Tax Map 19, Triadelphia District, Ohio County, West Virginia)

The undersigned hereby declares:

(1) The undersigned is the owner (or lessee) of one or more coal seams or workable coal beds as those terms are defined in Section One, Article Six, Chapter Twenty-two (Section 22-6-1) of the Code of West Virginia.

(2) The coal seam(s) or workable coal bed(s) owned or leased partly or wholly by the undersigned lies under the surface of lands described in the Exhibit A attached hereto and made a part hereof.

(3) The undersigned desires to be given all notices of oil and gas operations provided by Sections Twelve, Thirteen, Fourteen, Twenty-three and Thirty-six of Article Six, Chapter Twenty-two (Sections 22-6-12; 22-6-13; 22-6-14; 22-6-23; and 22-6-36) of the Code of West Virginia, addressed as follows:

CONRHEIN COAL COMPANY

CONSOL PENNSYLVANIA COAL COMPANY LLC

RESERVE COAL PROPERTIES COMPANY

CONSOLIDATION COAL COMPANY

McELROY COAL COMPANY

CNX LAND RESOURCES INC.

**C/O LEATHERWOOD, INC.**

**1000 CONSOL ENERGY DRIVE**

**CANONSBURG, PA 15317-6506**

IN WITNESS WHEREOF, Conrhein Coal Company, a Pennsylvania corporation, has caused its corporate name to be subscribed hereto this 17 day of DECEMBER, 2008, by D. R. MCCracken, its ASST. MANAGER, by authority duly given.

JAN PEST  
MARSHALL County 02:29:32 PM  
Instrument No 1262434  
Date Recorded 01/05/2009  
Document Type O&G  
Book-Page 675-596  
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Additional \$6.00

CONRHEIN COAL COMPANY  
a Pennsylvania corporation:

By: 

Its: ASSISTANT MANAGER

J KEVIN ELLIS  
P O BOX 1616  
MORGANTHAU, WV 26507-1616

IN WITNESS WHEREOF, Consolidation Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 17 day of DECEMBER, 2008, by ROBERT P. KING, its VICE PRESIDENT, by authority duly given.

CONSOLIDATION COAL COMPANY  
a Delaware corporation:

By: [Signature]

Its: VICE PRESIDENT

IN WITNESS WHEREOF, CONSOL Pennsylvania Coal Company LLC, a Delaware limited liability company, has caused its corporate name to be subscribed hereto this 17 day of DECEMBER, 2008, by ROBERT P. KING, its VICE PRESIDENT, by authority duly given.

CONSOL PENNSYLVANIA COAL COMPANY LLC  
a Delaware limited liability company:

By: [Signature]

Its: VICE PRESIDENT

IN WITNESS WHEREOF, Reserve Coal Properties Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 17 day of DECEMBER, 2008, by D. R. MCCRAKEN, its VICE PRESIDENT, by authority duly given.

RESERVE COAL PROPERTIES COMPANY  
a Delaware corporation:

By: [Signature]

Its: VICE PRESIDENT

IN WITNESS WHEREOF, McElroy Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 17 day of NOVEMBER, 2008, by CHARLES T. SWAYMAK, its VICE PRESIDENT, by authority duly given.

MCELROY COAL COMPANY  
a Delaware corporation:

By: Charles T. Swaymak  
Its: VICE PRESIDENT

IN WITNESS WHEREOF, CNX Land Resources Inc., a Delaware corporation, has caused its corporate name to be subscribed hereto this 17 day of DECEMBER, 2008, by D. R. LICCRACKEN, its VICE PRESIDENT, by authority duly given.

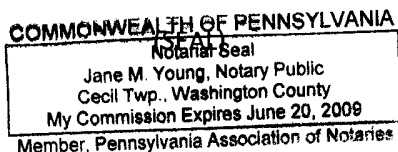
CNX LAND RESOURCES INC.  
a Delaware corporation:

By: D. R. Liccracken  
Its: VICE PRESIDENT

**NOTE:** PLEASE PROPERLY INDEX THIS DOCUMENT (1) UNDER CONSOLIDATION COAL COMPANY, CONSOL PENNSYLVANIA COAL COMPANY, RESERVE COAL PROPERTIES COMPANY, CONRHEIN COAL COMPANY, MCELROY COAL COMPANY, AND CNX LAND RESOURCES INC. AS A GRANTOR, AND (2) UNDER THE NAMES OF EACH OF THE INDIVIDUAL SURFACE OWNER NAMES LISTED ON THE ATTACHED EXHIBIT A AS GRANTORS, ACCORDING TO LAST NAME AND/OR ENTITY NAME.

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared D. R. LICCRACKEN, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the ASSI. MANAGER of CONRHEIN COAL COMPANY, a PENNSYLVANIA corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 17 day of DECEMBER, 2008.



Jane M. Young  
Notary Public

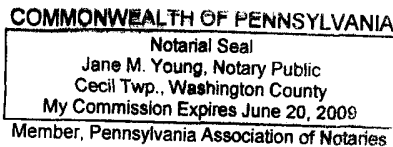
My Commission expires JUNE 20, 2009

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared ROBERT P. KING, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the VICE PRESIDENT of CONSOLIDATION COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 17 day of DECEMBER, 2008.

(SEAL)



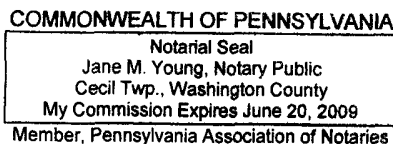
Jane M. Young  
Notary Public  
My Commission expires JUNE 20, 2009

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared ROBERT P. KING, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the VICE PRESIDENT of CONSOL PENNSYLVANIA COAL COMPANY LLC, a DELAWARE limited liability company, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 17 day of DECEMBER, 2008.

(SEAL)



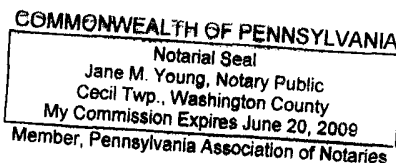
Jane M. Young  
Notary Public  
My Commission expires JUNE 20, 2009

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared D. R. LICCRACKEN, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the VICE PRESIDENT of RESERVE COAL PROPERTIES COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 17 day of DECEMBER, 2008.

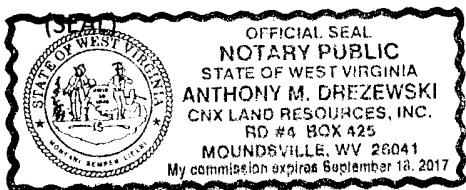
(SEAL)



Jane M. Young  
Notary Public  
My Commission expires JUNE 20, 2009

STATE OF WEST VIRGINIA  
~~COMMONWEALTH OF PENNSYLVANIA~~COUNTY OF MARSHALL

Before me, Anthony M. Drezewski, a Notary Public, on this day personally appeared CHARLES T. SHAYDAK, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the VICE PRESIDENT of MCELROY COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 17 day of NOVEMBER, 2008.



Anthony M. Drezewski  
Notary Public

My Commission expires September 18, 2017

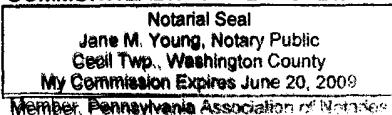
COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared D. R. LICERACKEN, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the VICE PRESIDENT of CNX LAND RESOURCES INC., a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 17 day of DECEMBER, 2008.

(SEAL)

COMMONWEALTH OF PENNSYLVANIA



Jane M. Young  
Notary Public

My Commission expires JUNE 20, 2009

This Document Prepared By:

J. Kevin Ellis

WV Bar No. 9964

Steptoe &amp; Johnson PLLC

1085 Van Voorhis Road

PO BOX 1616

Morgantown, WV 26507

(304) 598-8000

**EXHIBIT A - SURFACE TRACTS (SHOEMAKER MINE)  
Sandhill District, Marshall County, West Virginia**

Tax Map	Parcel	Last Name	First Name	Street Address	City	State	Zip	Assessment Description	Reference
3	1	Tubaugh	Donald L., et ux.	RD 2 Box 100	Elm Grove	WV	26003	23.12 Stone Church Road	525/166
3	1.1	Tubaugh	John D. et ux.	RD 2 Box 104 Sunnylane	Wheeling	WV	26003	11.5597 Stone Church Road	615/6
3	1.2	Tubaugh	Chad Eric, et ux.	RR 3 Box 105B	Wheeling	WV	26003	11.5596 A Stone Church Road	614/686
3	2	Estep	Jerry R., et al.	RD 3 Box 109A	Wheeling	WV	26003	165.79 Grandstaff Run O&G & Coal	548/135
3	4	Moss	Byron, et ux.	RD 3 Box 112A	Elm Grove	WV	26003	.898 A Wheeling Creek	294/310
3	5	Moss	Byron R., et ux.	RD 3 Box 112A	Elm Grove	WV	26003	97.0670 Wheeling Creek	436/703
3	5.1	Thomas	J. W., et ux.	9 Oglebay Estates	Wheeling	WV	26003	1.6939 Wheeling Creek O&G & Coal	546/356
3	5.2	Bragg	Louis O., Jr., et ux.	RD 3 Box 126A	Wheeling	WV	26003	Bed Methane	513/467
3	5.3	Thomas	John E.	8421 Southwood Oaks Street	Lithia	FL	33547	.5851 A Wheeling Creek	640/377
3	5.4	Safreed	Ronald L., et ux.	RD 3 Box 127	Wheeling	WV	26003	.785 A Wheeling Creek 1978 Mobile	528/262
3	6	West	Carolyn B J	RD 3 Box 128	Wheeling	WV	26003	Home & Garage	631/165
3	6.1	Bragg	Louis O., Jr., et ux.	RD 3 Box 2145	Wheeling	WV	26003	13.1332 A Grandstaff Run & O&G	513/467
3	6.2	Bragg	Louis O., Jr. & Janette A.	RD 3 Box 126A	Wheeling	WV	26003	1.4268 A Grandstaff Run & O&G	616/75
3	7	Consolidation Coal Co.		1800 Washington Road	Pittsburgh	PA	15241	2.0002 A Grandstaff Run & O&G	642/431
3	7.1	Consolidation Coal Co.		1800 Washington Road	Pittsburgh	PA	15241	173.6961 Sandhill	642/431
3	8	Grandstaff	Grace A.	282 Oakmont Road	Wheeling	WV	26003	1.3039 A Sandhill	438/533
3	8.1	Francis	Donald M.	RD 3 Box 131	Wheeling	WV	26003	56.4196 Sandhill	635/428
3	8.2	Francis	Donald M.	RD 3 Box 131	Wheeling	WV	26003	.6709 A Sandhill	635/428
3	8.3	Francis	Donald M.	RD 3 Box 131	Wheeling	WV	26003	.4877 A Sandhill	635/428
3	9	Thomas	J. W., et ux.	9 Oglebay Park Estates	Wheeling	WV	26003	.4218 A Sandhill	635/428
3	9.1	Thomas	John E.	8421 Southwood Oaks Street	Lithia	FL	33547	79.312 Grandstaff Run O&G & Coal	546/356
3	10	Lynsey	John T.	RD 3 Box 178A	Wheeling	WV	26003	Bed Methane	640/377
3	11	McVicker	R. G., Jr.	P.O. Box 246	Millersburg	OH	44654	19.268 A Grandstaff Run	549/660
3	11.1	McFarland	Daniel William	RR 3 Box 99C	Wheeling	WV	26003	7.617 A Grandstaff Run	642/600
3	12	McFarland	Daniel William	RT 3 Box 99C	Wheeling	WV	26003	87.258 Sandhill	595/156
3	12.1	McFarland	Brian Matthew	RR 3 Box 102C	Wheeling	WV	26003	11.682 A Sandhill	574/1
3	14	Hunter	Rodney J.	RR 2 Box 102	Wheeling	WV	26003	38.729 A Grandstaff Run Mobile	603/414
								Home	653/126, 120
								3.071 A Grandstaff Run	,123
								44.89 A Grandstaff Run	

**EXHIBIT A - SURFACE TRACTS (SHOEMAKER MINE)**  
**Sandhill District, Marshall County, West Virginia**

Tax Map	Parcel	Last Name	First Name	Street Address	City	State	Zip	Assessment Description	Reference
3	14.1	Kennedy	Patrick Edward & Vicki Jo					2.39 A Grandstaff Run	663/501
3	14.2	Hunter	Marilyn Darlene	880 Stone Church Road	Wheeling	WV	26003	.88 Grandstaff Run 1986 Mobile Home	641/420
<b>Tridelpia Dist. Ohio County, West Virginia</b>									
Tax Map	Parcel	Last Name	First Name	Street Address	City	State	Zip	Assessment Description	Reference
18	10	McNinch	Dale M., et al.	106 Stone Chnruch Road	Wheeling	WV	26003	151.77+ A Clay Pike	722/613
18	10.1	McNinch	Robert & Linda	RD 3 Box 106	Wheeling	WV	26003	Clay Pike 1.23A	748/604
18	12.1	Valley Forest Products		RD 1 Box 94A	Glen Easton	WV	26039	Clay Pike 2.40 Acs.	789/216
18	15	Witsberger	Charles A., Jr.	250 Dry Ridge Road	Cameron	WV	26033	Clay Pike 30.57 Acs.	94/9
18	15.1	Valley Forest Products		RD 1 Box 94A	Glen Easton	WV	26039	Clay Pike 68.19 Ac.	789/216
18	15.2	Schweizer	William & Deborah L.	306 N Huron Street	Wheeling	WV	26003	Clay Pike 15.36 Acs.	714/418
18	31	Bromelow	Kristen A.	RR 3 Box 110	Wheeling	WV	26003	19868 Sq. Ft. Clay Pike	587/113
18	35	Stewart	Le & Sherry McCreary	1465 Stone Church Road	Wheeling	WV	26003	3.0 Acres Clay Pike	758/616
19	1	Moss	Byron R. & Nancy L.	RR 3 Box 112A	Wheeling	WV	26003	138.94 Ac. Clay Pike	370/488
19	14	Irwin	Jay M.	RR 1 Box 74	Dallas	WV	26036	41.202 A & OR - Clay Pike	714/321
19	15	Jaquay	Brian & Jamie	RD 3 Box 117C	Wheeling	WV	26003	2.237 A Clay Pike	757/354
19	16	Riggie	Francis & Thomas E.	RR 3 Box 118	Wheeling	WV	26003	2.25 A Clay Pike	782/264

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 17th day of December 2008, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 5th day of January 2009 at 2:29 o'clock P.M.

TESTE: John Felt Clerk.